

Amy Ghosh, SBN # 201701
Law Offices of Amy Ghosh
3255 Wilshire Blvd., Suite #1530
Los Angeles, CA 90010
Phone: 213-365-2370
Fax: 213-389-6931
Email: amygesq@gmail.com

Attorney for Defendants:
XYRIS ENTERPRISE, INC;
ATKINSON CARE HOME;
MUQUET DADABHOY;
TERESITA CASTANEDA

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

EDGARDO SEMINIANO

Plaintiff,

vs.

XYRIS ENTERPRISE, INC;
ATKINSON CARE HOME;
MUQUET DADABHOY;
TERESITA CASTANEDA,

Defendants

CASE NO.: CV10 1673 PSG (JEMx)

**DECLARATION OF COUNSEL FOR
DEFENDANTS AMY GHOSH IN
OPPOSITION TO PLAINTIFF'S
MOTION FOR SUMMARY
JUDGMENT WITH ATTACHED
EXHIBITS A-D**

Date: Jan 03, 2010

Time: 11:00 a.m.

Department: 10A

Judge: Honorable J. Tucker

I, Amy Ghosh, declare and state as follows:

1. I am an attorney licensed to practice law in the State of California, and am attorney of record for Defendants Xyris Enterprise, Inc., Atkinson Care Home, Muquet Dadabhoy, and Teresita Castaneda.
2. The following facts are within my personal knowledge and if called as a witness, I could and would competently testify hereto.
3. Around August 7, my office submitted an Initial Disclosure on behalf of Defendant's to Plaintiff's Counsel.
4. A deposition was scheduled for August 12, but was continued to September 30, 2010 because Mr. Dadabhoy had a family emergency.

- 1 6. The deposition was re-scheduled for September 30th, however it was unilaterally cancelled
- 2 by Plaintiff's attorney without an explanation.
- 3 7. I did not receive any discovery requests or requests for admissions from Plaintiff's
- 4 Counsel, nor any correspondence attempting to meet and confer with regard to any
- 5 overdue discovery requests.
- 6 8. We have cooperated with all disclosure requirements and discovery requests we have
- 7 received with regard to this matter so far.
- 8 9. On November 2, 2010 I received a phone call from Plaintiff's attorney Robert Ronne.
- 9 During this conversation Mr. Ronne asserted that it was the Judge's instruction at the
- 10 hearing of November 1, 2010 that causes of actions should be added against Defendants
- 11 and their attorney, and he threatened that he may have to do that.
- 12 10. During this conversation I reminded him that Judge wanted the parties to engage in
- 13 further settlement discussion. I then invited Mr. Ronne to come to the office, sit face-to-
- 14 face with all the parties, and talk about the settlement as instructed by the Court, however he
- 15 refused this offer.
- 16 11. The telephone conversation concluded with the understanding that Mr. Ronne was to call
- 17 the settlement office Carol Medof and set a date for settlement negotiations.
- 18
- 19
- 20

21 I declare under penalty of perjury under the laws of the State of California that the foregoing is
22 true and correct,

23 Executed this December 7, 2010 in Los Angeles, California


24
25 
26 _____
27 Amy Ghosh, Attorney for Defendants
28

EXHIBIT A



Amy Ghosh <amygesq@gmail.com>

Seminiano v. Xyris

21 messages

Robert Ronne <rrr55@sbcglobal.net>

Thu, Apr 8, 2010 at 2:52 PM

To: amyghosh@justice.com

Dear Ms. Ghosh:

I received in the mail from your office a document entitled "Answer to Complaint...", pertaining to the above matter.

As you are no doubt aware, all federal court matters, including this one, are subject to mandatory e-filing. Simply mailing the document to me does not satisfy same. I have not received notice from the court that you have accomplished properly filing, and thus serving, said document.

Please recall that, before your representation of him, your client wrote me asking for an "extension". Because such requires a stipulation and order in federal court, I advised him by responsive letter that I simply couldn't grant same, but that I would not take defendants' defaults until April 12, 2010. While I will still refrain from doing so, as promised, you do need to promptly e-file what you sent to me by mail in order to prevent my requesting a default of defendants on Monday. If you need a *very short* period of time beyond April 12, 2010 to accomplish your e-filing, please provide to me a stipulation and order by tomorrow, noon, along with your agreement to e-file same.

Feel free to contact me ((310) 322-1696) with any questions or concerns.

Thanks, Rob Ronne.

Amy Ghosh <amyghosh@justice.com>

Thu, Apr 8, 2010 at 4:23 PM

To: Robert Ronne <rrr55@sbcglobal.net>

I am doing the ECF registration so..I can e-file all the documents. I would appreciate if you can grant me an extension till April 25, 2010 as I have take the training in order to be registered with ECF system. I am not in the office tomorrow. I will get you a stipulation by Monday afternoon. Also my clients are willing to resolve this matter amicably. Let me know if you have any realistic settlement proposal.

Thanks,
Amy Ghosh
[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Fri, Apr 9, 2010 at 11:43 AM

To: Amy Ghosh <amyghosh@justice.com>

Amy:

Thanks for the reply. I'm not entirely sure what to tell you in this situation. My hope would be that you could complete the training this weekend, at the latest, and file your answer Monday. I suppose we could

try to extend the time by a stipulation and order, and while I am not opposed to proposing to the court additional time for you to answer, even were that the best way to go, if you are not able to e-file the stipulation, that path may not assist us at all in any event.

As to resolution of this case, while I am always open to discussions, I'm not entirely sure what you mean by a "realistic settlement proposal". The numbers set forth in our complaint are fairly conservative, and a judgment exceeding those amounts will ultimately (in my view, more than likely) be entered. Regrettably, it may be defendants who need to become somewhat more realistic.

I look forward to working with you. Please let me know should you wish to discuss any matter of concern to you.

Thanks, Rob.

[Quoted text hidden]

Amy Ghosh <amyghosh@justice.com>

Fri, Apr 9, 2010 at 12:35 PM

To: Robert Ronne <rrr55@sbcglobal.net>

I was hoping you can e-file the stipulation.

[Quoted text hidden]

Amy Ghosh <amyghosh@justice.com>

Tue, Apr 13, 2010 at 6:49 PM

To: Robert Ronne <rrr55@sbcglobal.net>

I am working to get the authorization to e-file the response. Please let me know about the stipulation. I have not heard back from you since your e-mail of April 09, 2010.

[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Wed, Apr 14, 2010 at 4:59 PM

To: Amy Ghosh <amyghosh@justice.com>

Amy:

Thanks for the note, and I have not been trying to ignore you. My office received notice from the court yesterday that your filing of defendants' answer was rejected, and returned to you, with instructions.

That led me to believe that the matter is now between you and the court at this point, unless the court asks me to proceed in a different fashion.

My thought is that you to complete the training and file your clients' answer. I've done the training, and that would be just about as easy, and much quicker, than drafting stipulations, etc.

Thanks, Rob Ronne.

----- Original Message -----

From: Amy Ghosh

To: Robert Ronne

[Quoted text hidden]

Amy Ghosh <amyghosh@justice.com>

Wed, Apr 14, 2010 at 5:14 PM

To: Robert Ronne <rrr55@sbcglobal.net>

I just did and the answer has been uploaded. ECF helpdesk guy was not calling me back..finally he did yesterday..and everything went fine..I suppose. I just received the ECF notice.

[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Wed, Apr 14, 2010 at 5:34 PM

To: Amy Ghosh <amyghosh@justice.com>

Cc: d.rihn@att.net

O.K. Thanks. I look forward to working with you.

----- Original Message -----

From: Amy Ghosh

To: Robert Ronne

[Quoted text hidden]

Amy Ghosh <amyghosh@justice.com>

Tue, Aug 3, 2010 at 9:39 AM

To: Robert Ronne <rrr55@sbcglobal.net>

Mr. Ronne,

My diabetes related complication persists and I have a family emergency and will be out of the country for few weeks. My client Teresita Castaneda also has some health issues so she would not be available for deposition in August. I would like to get the deposition continued preferably in October but want to get the mediation done preferably by end of September. I want to take deposition of your client first or second week of October. Please give me some possible dates for Deposition in October. If we can settle the case in mediation then we do not have to incur additional expenses for discovery.

Thanks,

Amy Ghosh
Attorney for Xyris et al

[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Tue, Aug 3, 2010 at 5:12 PM

To: Amy Ghosh <amyghosh@justice.com>

Amy:

As you know, Plaintiffs have been ready to depose defendants for a long period of time. In that regard, you and I were ultimately able to establish the firm, agreed date of August 12, 2010 for that purpose. For you to now seek to delay further the depositions is neither consistent with our agreement, nor is it consistent with our mutual obligation to prosecute the case promptly.

Please confirm immediately that you and your clients will attend their August 12, 2010 depositions as scheduled.

Thanks, Robert Ronne.

----- Original Message -----

From: Amy Ghosh

To: Robert Ronne

[Quoted text hidden]

Amy Ghosh <amyghosh@justice.com>

Tue, Aug 3, 2010 at 8:34 PM

To: Robert Ronne <rrr55@sbcglobal.net>

As I mentioned, I am leaving for an international trip and will not be back till second week of September. You have to continue the August 12, 2010 deposition to a mutually convenient date in October, 2010. Our trial date is scheduled for next year. We have ample time for discovery. My client also wants to explore the possibility of settlement. When are you planning to have the mediation?

Thanks,

Amy Ghosh

[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Wed, Aug 4, 2010 at 3:44 PM

To: Amy Ghosh <amyghosh@justice.com>

Amy:

Thank you for your note. Please be advised that we do not agree to suspend the litigation for any period of time at all, let alone for the extended amount of time which you seem to propose. Could you be so kind as to let us know exactly on which date you are departing, and when you will return to your law practice? Also, let us know the name, address and telephone number of the attorney who is covering your practice while you are on your lengthy sabbatical. During your absence, there will almost certainly be pressing matters of litigation which need attention at a time much sooner than you are willing to address them.

For example, we intend to proceed with the depositions before the time frame you have offered, and we will very soon propound written discovery to your clients. Our expectation is that we will receive timely and complete responses to same.

Keep in mind that federal court operates on a different time schedule, and that federal litigation proceeds under a more rigorous regimen of duties than you might be accustomed to in state court matters. An excellent example is the obligation to proceed promptly with all discovery. As you also must know, fact discovery is cut off well before trial, and far sooner than in state court. We don't have the luxury of the delay which you seek to unilaterally impose.

The above issues, coupled with the fact that defendants' initial disclosures (which are now well overdue) have never been provided to us by you, places defendants in an unenviable and precarious position.

I look forward to your promptly providing us with your initial disclosures, to your reaffirmation of our agreement for defendants to appear timely on August 12, 2010 for their depositions, as well as to receiving the requested information concerning your replacement(s) so that we may address any issues with them in your absence, and, if (regrettably) necessary, with the court.

Thanks, Rob Ronne.

P.S. As to the mediation, usually the mediator will tell us when they wish to proceed. Please feel free to contact her office if you feel it would be beneficial to the process.

----- Original Message -----

From: Amy Ghosh

To: Robert Ronne

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]

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[Quoted text hidden]

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[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]

Amy Ghosh <amyghosh@justice.com>

Wed, Aug 4, 2010 at 4:18 PM

To: Robert Ronne <rrr55@sbcglobal.net>

Please note that there will be no replacement attorney as I am a sole practitioner nor I am obligated to do so. I am not taking any lengthy sabbatical from the practice. I will forward you copy of my ticket. I currently have tickets to leave on Augsut 23, 2010 and coming back on September 07, 2010. Taking two weeks off is very routine. I will be filing notice of unavailability for those weeks. Becuase of a medical emergency of my relative whom I am visiting in Geneva, I am trying to get ticket to leave next week. It seems from the tone of your e-mail that you do not believe that I have some emergency situation.

Thanks,
Amy Ghosh

[Quoted text hidden]

Amy Ghosh <amyghosh@justice.com>

Wed, Aug 4, 2010 at 4:48 PM

To: Robert Ronne <rrr55@sbcglobal.net>

I just spoke to my client and his father who lives in England is sick. His uncle in Pakistan is also sick. So he is trying to get a ticket for England and Pakistan. I have looked at my calendar and I am available on September 23, 30th and October 07, 2010. Please let me know which dates are convenient for you.

Amy Ghosh

[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Wed, Aug 4, 2010 at 4:50 PM

To: Amy Ghosh <amyghosh@justice.com>

Amy:

The goal is not to deny you a professional courtesy. Indeed, I would be happy to grant same. This is a matter of complying with our duties.

From your schedule, it seems clear that you should be able to both provide the (long overdue) disclosures, and attend your client's deposition next week.

Can I assume then that the depositions will go forward as agreed next week, on August 12, 2010?

Can we expect to have our initial disclosure this week?

Thanks Rob.

----- Original Message -----

From: Amy Ghosh

To: Robert Ronne

[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Wed, Aug 4, 2010 at 4:52 PM

To: Amy Ghosh <amyghosh@justice.com>

Amy:

What about the initial disclosures? Why haven't we received them?

Thanks, Rob.

----- Original Message -----

From: Amy Ghosh

To: Robert Ronne

[Quoted text hidden]

Amy Ghosh <amyghosh@justice.com>

Wed, Aug 4, 2010 at 5:11 PM

To: Robert Ronne <rrr55@sbcglobal.net>

I will send out the Initial disclosure this Friday.

Thanks,

Amy Ghosh

[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Wed, Aug 4, 2010 at 5:22 PM

To: Amy Ghosh <amyghosh@justice.com>

And the depositions?

----- Original Message -----

From: Amy Ghosh

To: Robert Ronne

[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Thu, Aug 5, 2010 at 2:25 PM

To: Amy Ghosh <amyghosh@justice.com>

Amy:

I still haven't heard from you definitively about the August 12, 2010 depositions.

It appears from your and your clients' schedules that you are all in town that day.

Can we proceed then? Please let me know today.

Thanks, Rob Ronne.

Amy Ghosh <amyghosh@justice.com>

Thu, Aug 5, 2010 at 2:59 PM

To: Robert Ronne <rrr55@sbcglobal.net>

My client will not be in town as I told you previously. I may not be in town either as I am trying get an earlier flight. Please reschedule the dates I have given you.

thanks,

Amy Ghosh

[Quoted text hidden]

Robert Ronne <rrr55@sbcglobal.net>

Mon, Aug 9, 2010 at 9:27 AM

To: Amy Ghosh <amyghosh@justice.com>

Amy:

We'll take the depositions of both defendants starting on September 30, 2010.

I'll send you an amended notice.

Thanks, Rob Ronne.

EXHIBIT B

XYRIS ENTERPRISES, INC. #180P.O. BOX 7785
TORRANCE, CA 90504

Check # 2018

Check Date: 9/03/2008

90 7162

3222

*FIVE HUNDRED FORTY NINE DOLLARS *****AND *****30 CENTS *

Pay This Amount

\$549.30

Pay To The
Order OfEDGARDO SENININO
220 235TH ST
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⑈002018⑈ ⑆322271627⑆ 1004033542⑈

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VERIFY DOCUMENT AUTHENTICITY - COLORED AREA MUST CHANGE IN TONE GRADUALLY AND EVENLY FROM DARK AT TOP TO LIGHTER AT BOTTOM

XYRIS ENTERPRISES, INC.P.O. BOX 7785
TORRANCE, CA 90504

Check # 2022

Check Date: 9/18/2008

90 7162

3222

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XYRIS ENTERPRISES, INC.P.O. BOX 7785
TORRANCE, CA 90504

Check # 2028

Check Date: 10/03/2008

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XYRIS ENTERPRISES, INC. #181

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P.O. BOX 7785
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Check Date: 10/21/2008

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3222

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XYRIS ENTERPRISES, INC.

Check # 2035

P.O. BOX 7785
TORRANCE, CA 90504

Check Date: 11/04/2008

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LOS ANGELES, CA 90010

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XYRIS ENTERPRISES, INC.

Check # 2039

P.O. BOX 7785
TORRANCE, CA 90504

Check Date: 11/20/2008

90 -7162

3222

*FIVE HUNDRED FORTY NINE DOLLARS *****AND *****30 CENTS*

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LOS ANGELES, CA 90010

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XYRIS ENTERPRISES, INC.

P.O. BOX 7785
TORRANCE, CA 90504

Check # 2045

Check Date: 12/05/2008

90 7162

3222

*FIVE HUNDRED FORTY NINE DOLLARS *****AND *****30 CENTS *

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Order Of

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220 235TH ST
CARSON, CA 90745

WASHINGTON MUTUAL BANK
HANCOCK PARK FINANCIAL CENTER
1005
LOS ANGELES, CA 90010

C31

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XYRIS ENTERPRISES, INC.

P.O. BOX 7785
TORRANCE, CA 90504

Check # 2053

Check Date: 12/31/2008

90 7162

3222

*FIVE HUNDRED EIGHTY FIVE DOLLARS *****AND *****92 CENTS *

Pay This Amount

\$585.92

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Order Of

EDGARDO SEMINIANO
220 235TH ST
CARSON, CA 90745

WASHINGTON MUTUAL BANK
HANCOCK PARK FINANCIAL CENTER
1005
LOS ANGELES, CA 90010

C31

⑈002053⑈ ⑆322271627⑆ 1004033542⑈

THE ORIGINAL DOCUMENT HAS AN ARTIFICIAL WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW WHEN CHECKING THE ENDORSEMENT.

Employee Reference Copy
W-2 Wage and Tax Statement 2009
OMB No. 1545-0048

Employer's name, address, and ZIP code
**XYRIS ENTERPRISE INC
17035 ATKINSON AVE
TORRANCE, CA 90504**

Batch #00299

Employee's name, address, and ZIP code
**EDGARDO SEMINIANO
220 235TH ST
CARSON, CA 90745**

1 Wages, tips, other comp. 4220.00	2 Federal income tax withheld 40.00
3 Social security wages 4220.00	4 Social security tax withheld 261.64
5 Medicare wages and tips 4220.00	6 Medicare tax withheld 61.19
7 Social security tips	8 Allocated tips
9 Advance EIC payment	10 Dependent care benefits
11 Nonqualified plans	12a See instructions for box 12
14 Other 46.42 CASDI	12b 12c 12d
13 Stat emp. Ret. plan 3rd party sick pay	
15 State CA 243-2015-2	16 State wages, tips, etc. 4220.00
17 State income tax 8.48	18 Local wages, tips, etc.
19 Local income tax	20 Locality name

This blue Earnings Summary section is included with your W-2 to help describe portions in more detail. The reverse side includes general information that you may also find helpful.

1. The following information reflects your final 2009 pay stub plus any adjustments submitted by your employer.

Gross Pay	4220.00	Social Security Tax Withheld Box 4 of W-2	261.64	CA. State Income Tax Box 17 of W-2 SUI/SDI Box 14 of W-2	8.48 46.42
Fed. Income Tax Withheld Box 2 of W-2	40.00	Medicare Tax Withheld Box 6 of W-2	61.19		

2. Your Gross Pay was adjusted as follows to produce your W-2 Statement.

	Wages, Tips, other Compensation Box 1 of W-2	CA. State Wages, Tips, Etc. Box 16 of W-2	Local Wages, Tips, Etc. Box 18 of W-2	Social Security Wages Box 3 of W-2	Medicare Wages Box 5 of W-2
Gross Pay	4,220.00	4,220.00	N/A	4,220.00	4,220.00
Reported W-2 Wages	4,220.00	4,220.00	N/A	4,220.00	4,220.00

3. Employee W-4 Profile. To change your Employee W-4 Profile Information, file a new W-4 with your payroll dep

**EDGARDO SEMINIANO
220 235TH ST
CARSON, CA 90745**

Social Security Number: 593-25-3058
Taxable Marital Status: MARRIED
Exemptions/Allowances:
FEDERAL: 3
STATE: 3

© 2009 ADP, INC.

Fold and Detach Here

1 Wages, tips, other comp. 4220.00	2 Federal income tax withheld 40.00
3 Social security wages 4220.00	4 Social security tax withheld 261.64
5 Medicare wages and tips 4220.00	6 Medicare tax withheld 61.19
d Control number 0100 E2/E4Y	Dept. Corp. Employer use only 6

Employee's name, address, and ZIP code
**XYRIS ENTERPRISE INC
17035 ATKINSON AVE
TORRANCE, CA 90504**

b Employer's FED ID number 20-1691785	a Employee's SSA number 593-25-3058
7 Social security tips	8 Allocated tips
9 Advance EIC payment	10 Dependent care benefits
11 Nonqualified plans	12a See instructions for box 12
14 Other 46.42 CASDI	12b 12c 12d
13 Stat emp. Ret. plan 3rd party sick pay	

e/f Employee's name, address and ZIP code EDGARDO SEMINIANO 220 235TH ST CARSON, CA 90745	
15 State CA 243-2015-2	16 State wages, tips, etc. 4220.00
17 State income tax 8.48	18 Local wages, tips, etc.
19 Local income tax	20 Locality name

Federal Filing Copy
W-2 Wage and Tax Statement 2009
OMB No. 1545-0048

1 Wages, tips, other comp. 4220.00	2 Federal income tax withheld 40.00
3 Social security wages 4220.00	4 Social security tax withheld 261.64
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**XYRIS ENTERPRISE INC
17035 ATKINSON AVE
TORRANCE, CA 90504**

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17 State income tax 8.48	18 Local wages, tips, etc.
19 Local income tax	20 Locality name

CA State Reference Copy
W-2 Wage and Tax Statement 2009
OMB No. 1545-0048

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**XYRIS ENTERPRISE INC
17035 ATKINSON AVE
TORRANCE, CA 90504**

b Employer's FED ID number 20-1691785	a Employee's SSA number 593-25-3058
7 Social security tips	8 Allocated tips
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11 Nonqualified plans	12a See instructions for box 12
14 Other 46.42 CASDI	12b 12c 12d
13 Stat emp. Ret. plan 3rd party sick pay	

e/f Employee's name, address and ZIP code EDGARDO SEMINIANO 220 235TH ST CARSON, CA 90745	
15 State CA 243-2015-2	16 State wages, tips, etc. 4220.00
17 State income tax 8.48	18 Local wages, tips, etc.
19 Local income tax	20 Locality name

CA State Filing Copy
W-2 Wage and Tax Statement 2009
OMB No. 1545-0048

E4Y

#184

Earnings Statement

XYRIS ENTERPRISES, INC.
P.O. BOX 785
TORRANCE, CA 90504

Pay Period: 12/16/2008 to 12/31/2008

Pay Date: 12/31/2008

Check #: 2053

Employee Number: 0100
Department Number:
Social Security Number: XXX-XX-3058
Marital Status: MARRIED
Number Of Allowances: 03

EDGARDO SEMINIANO
220 235TH ST
CARSON, CA 90745

Hours and Earnings					Taxes and Deductions		
Description	Hours	Rate	This Period	Year-To-Date	Description	This Period	Year-To-Date
REGULAR	80.00	8.0000	640.00	5480.00	FICA	48.96	419.22
					CA DIS	5.12	43.84

Gross Pay Year To Date	Gross Pay This Period	Total Deductions This Period	Net Pay This Period
\$5,480.00	\$640.00	\$54.08	\$585.92

EXHIBIT C

TIME SHEET

MONTH & YEAR: MAY 2003

#186

FACILITY: ATKINSON CAR

EMPLOYEE'S NAME: EDDIE SEMINIANO

SSN

DAY		1 st shift		2 nd shift		3 rd shift		Other		TOTALS		
		TIME IN	TIME OUT	TIME IN	TIME OUT	TIME IN	TIME OUT	TIME IN	TIME OUT	Total Hours	REG HOURS	O
SUN												
MON												
TUE												
WED												
THU	1	11:00	1:00								8	
FRI	2	2:00	10:00								"	
SAT	3	2:00	10:00								"	
		Total this week		24							24	192
SUN	4	2:00	10:00								8	
MON	5	2:00	10:00								"	
TUE	6	2:00	10:00								"	40 hr
WED	7	2:00	10:00								"	16 hr
THU	8	2:00	10:00								"	
FRI	9	2:00	10:00								"	
SAT	10	2:00	10:00								"	
		Total this week		56							56	448
SUN	11	2:00	10:00								8	
MON	12	2:00	10:00								"	
TUE	13	2:00	10:00								"	40 hr
WED	14	2:00	10:00								"	
THU	15	2:00	10:00								"	
FRI	16	2:00	10:00								"	
SAT	17	2:00	10:00								"	
		Total this week		56							56	448
SUN	18	2:00	10:00								8	
MON	19	2:00	10:00								"	
TUE	20	2:00	10:00								"	40 hr
WED	21	2:00	10:00								"	
THU	22	2:00	10:00								"	
FRI	23	2:00	10:00								"	
SAT	24	2:00	10:00								"	
		Total this week		56							56	448
SUN	25	2:00	10:00								8	
MON	26	2:00	10:00								"	40 hr
TUE	27	2:00	10:00								"	
WED	28	2:00	10:00								"	
THU	29	2:00	10:00								"	384
FRI	30	2:00	10:00								"	
SAT	31	DAY	OFF								48	
		Total this week		96							96	768
		TOTAL THIS MONTH		2016 hr X \$7								
		TOTAL MONTHLY PAY		\$1612								

Under penalties of perjury, I declare that the above hours entered are true, correct and complete. I also declare that I have reported all work-related injuries and illnesses that may have occurred during employment with this facility and I am not aware of any symptoms or illnesses or injury resulting from my employment at this facility this month.

Rec'd the amt. of \$1650

APPROVED:

Manager/Administrator

Employee's Signature:

Date: 6-4-03

Note: A paycheck will not be issued unless this form is thoroughly completed, dated and signed.

1:00 / mo
 1/2 day \$8 / hr
 1.5 hr
 76

EXHIBIT D

POLICY
RE: WAGES NOT PAID IN MONEY

I hereby agree in the course of my employment with
Atkinson Case Home that I am
voluntarily accepting "IN KIND WAGES" in lieu of cash for lodging, food, telephone
and other miscellaneous expenses. These "In Kind Wages" are valued in the amount of
1800/month per week/month. This is in addition to my normal 40 hours work
schedule and any overtime work.

Employee:

E. SEMINIANO

(Please print name)

Date:

6-5-03

Employer:

[Signature]

Date: